Approved Code No. 84G1—Amendment No. 1 Registry No. 1140—04

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO SUPPLEMENTARY CODE OF FAIR COMPETITION

FOR THE

FLEXIBLE METAL HOSE AND TUBING MANUFACTURING INDUSTRY

(A Division of the Fabricated Metal Products Manufacturing and Metal Finishing and Metal Coating Industry)

AS APPROVED ON OCTOBER 31, 1934

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Approved Code No. 84G1—Amendment No. 1

AMENDMENT TO SUPPLEMENTARY CODE OF FAIR COMPETITION

FOR THE

FLEXIBLE METAL HOSE AND TUBING MANUFACTURING INDUSTRY

As Approved on October 31, 1934

ORDER

APPROVING AMENDMENT OF SUPPLEMENTARY CODE OF FAIR COMPETITION FOR THE FLEXIBLE METAL HOSE AND TUBING MANUFACTURING INDUSTRY

A DIVISION OF THE FABRICATED METAL PRODUCTS MANUFACTURING AND METAL FINISHING AND METAL COATING INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for the approval of an amendment to the Supplementary Code of Fair Competition for the Flexible Metal Hose and Tubing Manufacturing Industry, and opportunity to be heard thereon having been duly noticed and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, dated September 27, 1934, and otherwise, does hereby incorporate by reference said annexed report and does find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policies and purposes of said Title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Supplementary Code is hereby amended, such approval and such amendment to take effect fifteen (15) days from the date hereof, unless good cause to the contrary is shown to the National Industrial Recovery Board before that time and the National Industrial Recovery Board issues a subsequent order to that effect.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By G. A. LYNCH, *Administrative Officer.*

Approval recommended:

KILBOURNE JOHNSTON,
Acting Division Administrator.

WASHINGTON, D. C.,
October 31, 1934.

94753°——1325-3——34

REPORT TO THE PRESIDENT

The President,
The White House.

Sir: This is a report on the amendment of the Supplementary Code of Fair Competition for the Flexible Metal Hose and Tubing Manufacturing Industry, a Division of the Fabricated Metal Products Manufacturing and Metal Finishing and Metal Coating Industry to incorporate the principles contained in Executive Order No. 6678 of April 14, 1934, relating to the expenses of Code Administration. This amendment was proposed in accordance with Article X of the Supplementary Code as approved on May 24, 1934, and Notice of Opportunity to be Heard was given from September 26 to October 9, 1934.

FINDINGS

The Deputy Administrator in his final report to us on said amendment to said Supplementary Code having found as herein set forth and on the basis of all the proceedings in this matter:

We find that:

(a) The amendment of said Supplementary Code and the Supplementary Code as amended is well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act, including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Supplementary Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof.

(c) The Supplementary Code empowers the Supplementary Code Authority to present the aforesaid amendment on behalf of the Industry as a whole.

(d) The Supplementary Code and the Supplementary Code as amended is not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Supplementary Code as amended is not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to the approval of said amendment.

For these reasons, therefore, this amendment has been approved.

For the National Industrial Recovery Board:

G. A. Lynch,
Administrative Officer.

October 31, 1934.

AMENDMENT TO SUPPLEMENTARY CODE OF FAIR COMPETITION FOR THE FLEXIBLE METAL HOSE AND TUBING MANUFACTURING INDUSTRY

A DIVISION OF THE FABRICATED METAL PRODUCTS MANUFACTURING AND METAL FINISHING AND METAL COATING INDUSTRY

Amend Section 7 as it appears in Article IV of the Supplementary Code as approved on May 24, 1934—

By expunging the present Section 7 and substituting the following:—

SECTION 7. Each member of the Industry shall pay his or its equitable contribution to the expenses of the maintenance of the Supplementary Code Authority, determined as hereinabove provided, and subject to rules and regulations pertaining thereto issued by the National Industrial Recovery Board. Only members of the Industry complying with the Supplementary Code and contributing to the expenses of its administration as hereinabove provided, unless duly exempted from making such contributions, shall be entitled to participate in the selection of members of the Supplementary Code Authority or to receive the benefits of any of its voluntary activities or to make use of any emblem or insignia of the National Recovery Administration.

(a) The Supplementary Code Authority shall neither incur nor pay any obligation substantially in excess of the amount thereof as estimated in its approved budget, and shall in no event exceed the total amount contained in the approved budget, except upon approval of the National Industrial Recovery Board; and no subsequent budget shall contain any deficiency item for expenditures in excess of prior budget estimates except those which the National Industrial Recovery Board shall have so approved.

Amend Section 10 as it appears in Article IV of the Supplementary Code by the deletion of Subsections (f) and (g) thereof.

Re-letter Subsection (h) to read Subsection (f).

Approved Code No. 84G1—Amendment No. 1.
Registry No. 1140–4.

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